



NATIONAL ENDOWMENT FOR THE

Humanities

OFFICE OF THE CHAIRMAN

JUN 13 2013

Mr. Michael Morisy
MuckRock News
DEPT MR 5578
PO Box 55819
Boston, MA 02205-5819

VIA ELECTRONIC MAIL

Re: Freedom of Information Act Request 13-24

Dear Mr. Morisy:

As the National Endowment for the Humanities (NEH) official responsible for inquiries under the Freedom of Information Act (FOIA), I am responding to your electronic FOIA request received in this office on May 7, 2013 and perfected on May 21, 2013. You initially requested "a copy of all responses sent to Congressional committees between Jan. 1, 2008 and the date that this request is processed." You noted that the communications "are stored together and should be easily accessible."

NEH asked you to clarify your request, which you did on May 21, 2013 by explaining that "most federal agencies store all responses to Congressional inquiries in a special folder or tracking file or system." You further explained that you would like "all files generated between Jan. 1, 2008, that have been collected or stored as communications with Congress in such a filing or storage system." You also mentioned that "such documents should be readily available in the agency's central correspondence file, or in a congressional relations / legislative relations office, or both."

Although NEH does not maintain a filing or storage system as you described, the information you requested is attached, except for certain portions which have been redacted in accordance with the authorities contained in Exemptions 4 and 6 of the FOIA. 5 U.S.C. § 552(b)(4),(6). Exemption 4 protects "commercial or financial information obtained from a person [that is] privileged or confidential," and Exemption 6 permits Federal agencies to withhold information about individuals in "personnel and medical and similar files" where disclosure would result in a "clearly unwarranted invasion of personal privacy." Id. Accordingly, NEH has redacted a specific organizational identification number under Exemption 4, and certain individuals' names and addresses under Exemption 6.

If you wish to appeal this determination, please write to the Chairman, National Endowment for the Humanities, 1100 Pennsylvania Avenue, NW, Washington, DC 20506, no later than 10 working days following your receipt of this letter. Your appeal rights are set out in the Code of Federal Regulations, at 45 C.F.R. § 1100.5. NEH did not make a determination with regard to your request for a fee waiver as the agency is not assessing fees for this information.

Sincerely,

Malcolm Richardson
Acting Chief FOIA Officer

Attachments